

Before the  
**Federal Communications Commission**  
Washington, D.C. 20554

In the Matter of	)	
	)	
Review of Part 15 and other Parts of the	)	ET Docket No. 01-278
Commissions Rules.	)	RM-9375
	)	RM-10051
	)	

To: The Commission

**MOTION TO ACCEPT COMMENTS AS TIMELY FILED**

Spacenet Inc. ("Spacenet") and StarBand Communications Inc. ("StarBand"), pursuant to 47 C.F.R. §1.41 of the Commission's Rules, respectfully requests that "Comments of Spacenet Inc. and StarBand Communications, Inc." (*Comments*) submitted in response to the above-referenced Notice of Proposed Rulemaking, be accepted as timely filed. We request that the Commission take official notice of the fact that its Electronic Comments Filing System was unavailable between 5:00 pm and approximately 7:15 pm on February 12, 2002, due to "unscheduled maintenance". As a result, we were unable to accomplish electronic filing until 7:33 pm.

Respectfully submitted,

Mark P. Bresnahan  
Vice President & General Counsel  
Lesley B. Cooper  
Senior Counsel  
Spacenet Inc.  
1750 Old Meadow Road  
McLean, VA 22102  
(703) 848-1000

John Chang  
Senior Counsel  
StarBand Communications Inc.  
1760 Old Meadow Road  
McLean, VA 22102  
(703) 245-6430

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